

**COURT OF APPEAL
STATE OF CALIFORNIA
THIRD APPELLATE DISTRICT**

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The Minutes

May 22, 2006

- C050838 THE PEOPLE v. BROWN (Not for Publication)**
The judgment is affirmed.
SCOTLAND, P.J.
We Concur: Davis, J.
Butz, J.
- C045334 CENTURY SURETY COMPANY v. POLISSO et al. (CERTIFIED FOR PUBLICATION)**
The judgment is affirmed. The Polissos are awarded their costs on appeal. (Cal. Rules of Court, rule 27(a) (1).)
BLEASE, Acting P.J.
We Concur: Sims, J.
Robie, J.
- C050326 JEE et al. v. GLEN FALLS INSURANCE COMPANY et al. (Not for Publication)**
The judgment is affirmed. Costs on appeal are awarded to respondents. (Cal. Rules of Court, rule 27(a).)
CANTIL-SAKAUYE, J.
We Concur: Morrison, J.
Robie, J.
- C049585 In re MICHAEL S.; THE PEOPLE v. MICHAEL S. (Not for Publication)**
The judgment is affirmed.
SCOTLAND, P.J.
We Concur: Davis, J.
Butz, J.
- C049330 ROSSI, JR. v. ROSSI (CERTIFIED FOR PUBLICATION)**
THE COURT:
It is ordered that the opinion filed herein on April 27, 2006, be modified as follows: ...
... Andrew J. Rossi, Jr.'s petition for rehearing is denied. This modification does not constitute a change in the judgment.
BY THE COURT:
BLEASE, Acting P.J.
MORRISON, J.
CANTIL-SAKAUYE, J.

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The Minutes

May 23, 2006

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| C047859 | THE PEOPLE v. GOSPEL
The judgment is affirmed.
SCOTLAND, P.J.
We Concur: Davis, J.
Hull, J. | (Not for Publication) |
| C048771 | THE PEOPLE v. GORDON
The judgment is affirmed.
CANTIL-SAKAUYE, J.
We Concur: Blease, Acting P.J.
Raye, J. | (Not for Publication) |
| C049151 | THE PEOPLE v. WILLIS
The judgment is affirmed.
BUTZ, J.
We Concur: Blease, Acting P.J.
Robie, J. | (Not for Publication) |
| C049156 | THE PEOPLE v. GORDON
The judgment is modified... The trial court is ordered to prepare an amended abstract of judgment to reflect these changes and forward a certified copy to the Department of Corrections and Rehabilitation. As modified, the judgment is affirmed.
ROBIE, J.
We Concur: Nicholson, Acting P.J.
Butz, J. | (Not for Publication) |
| C049277 | THE PEOPLE v. TRAMAGLINO
The judgment is affirmed.
NICHOLSON, Acting P.J.
We Concur: Robie, J.
Butz, J. | (Not for Publication) |
| C049767 | THE PEOPLE v. PERKINS
The judgment is affirmed.
ROBIE, J.
We Concur: Nicholson, Acting P.J.
Butz, J. | (Not for Publication) |

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The Minutes

May 23, 2006, continued

- C051153 THE PEOPLE v. LORETTO (Not for Publication)**
The judgment is affirmed.
SCOTLAND, P.J.
We Concur: Davis, J.
Butz, J.
- C047734 METCALF, a Minor, etc. v. COUNTY OF SAN JOAQUIN (CERTIFIED FOR PUBLICATION)**
The judgment is affirmed. The county shall recover its costs on appeal.
(Cal. Rules of Court, rule 27(a) (1).)
ROBIE, J.
We Concur: Morrison, Acting P.J.
Cantil-Sakauye, J.
- C048163 TURNER v. NORTHERN INDIANA BRASS COMPANY and WESTERN NEVADA SUPPLY COMPANY (Not for Publication)**
The order granting a new trial against NIBCO is affirmed. The judgment in Western Nevada's favor is reversed. The matter is remanded for a new trial against both defendants solely on plaintiff's consumer expectation/design defect cause of action...
BUTZ, J.
We Concur: Morrison, Acting P.J.
Hull, J.
- C049088 MICKLE v. MICKLE (Not for Publication)**
The order appealed from is affirmed. Appellant Cynthia Mickle and her attorney, James Joseph Lynch, Jr., are also ordered to pay, as sanctions for bring a frivolous appeal, the sum of \$7,348.00 in fees and \$113.33 in costs payable to respondent Jonathan Mickle, as well as \$2,500 payable to this clerk of this court...
BUTZ, J.
We Concur: Nicholson, Acting P.J.
Morrison, J.
- C049105 ASSOCIATION OF VETERINARIANS FOR ANIMAL RIGHTS et al. v. SACRAMENTO COUNTY ANIMAL CARE AND REGULATION et al. (Not for Publication)**
The judgment is affirmed.
ROBIE, J.
We Concur: Morrison, Acting P.J.
Butz, J.

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STATE OF CALIFORNIA
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May 23, 2006, continued

- C049143 PEREZ, as Administrator, etc. v. MORALES and HAYDON et al.**
(Not for Publication)
The judgment (order) is affirmed.
ROBIE, J.
We Concur: Nicholson, Acting P.J.
Butz, J.
- C049629 GIOVANNONI v. GIOVANNONI**
(Not for Publication)
The judgment is affirmed.
DAVIS, Acting P.J.
We Concur: Nicholson, J.
Butz, J.
- C049956 HAMM v. FOXX et al.**
(Not for Publication)
The order granting Foxx and Holley's special motion to strike is affirmed.
Foxx and Holley shall recover their costs on appeal. (Cal. Rules of Court, rule 27 (a).)
ROBIE, J.
We Concur: Morrison, Acting P.J.
Cantil-Sakauye, J.
- C050227 GONSALVES v. LEGACY MARKETING GROUP**
(Not for Publication)
The order is reversed. Defendant shall recover its costs on appeal.
RAYE, J.
We Concur: Nicholson, Acting P.J.
Butz, J.
- C050849 In re EMMANUEL Y.; DEPARTMENT OF HEALTH & HUMAN SERVICES v. KIMBERLY Y.**
(Not for Publication)
The judgment is affirmed.
BLEASE, Acting P.J.
We Concur: Hull, J.
Robie, J.
- C047540 THE PEOPLE v. GRAY**
BY THE COURT:
Appellant's petition for rehearing is denied.
SCOTLAND, P.J.

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May 23, 2006, continued

C051994 CHAMBLISS v. REGENTS OF THE UNIVERSITY OF CALIFORNIA et al.

BY THE COURT:

Appellant's application for permission to file late application to reinstate the appeal is granted...

... Failure to comply with the conditions of this order will result in the immediate dismissal of the appeal without further warning.

SCOTLAND, P.J.

C048010 In re DAMIAN MIRANDA

(Not for Publication)

The trial court's order granting Miranda's petition for a writ of habeas corpus is reversed. The trial court is directed to enter a new order denying writ relief.

BUTZ, J.

We Concur: Morrison, Acting P.J.

Hull, J.

May 24, 2006

At 9:26 a.m., the court met at Hamilton Union High School, Hamilton City, California for a special court calendar session. Present were Scotland, Presiding Justice; Hull, Associate Justice; Cantil-Sakauye, Associate Justice; and Welsh, bailiff.

C048558 WORTHINGTON v. WORTHINGTON

Cause called. Robert A. Roth argued for appellant. Jay-Allen Eisen argued for respondent. Cause submitted.

At 10:10 a.m., the court recessed. At 10:13 a.m., the court reconvened with Scotland, Presiding Justice; Robie, Associate Justice; and Cantil-Sakauye, Associate Justice.

C051073 STARK v. THE SUPERIOR COURT OF SUTTER COUNTY and THE PEOPLE
C051074 STARK v. THE SUPERIOR COURT OF SUTTER COUNTY and THE PEOPLE
C051075 PUTMAN v. THE SUPERIOR COURT OF SUTTER COUNTY and THE PEOPLE

Cause called. M. Bradley Wishek argued for petitioner Stark. Clyde M. Blackmon argued for petitioner Putman. Jay-Allen Eisen argued for respondent. Clifford Zoll, Deputy Attorney General, argued for real party in interest. Cause submitted.

At 11:02 a.m., the court recessed until 9:30 a.m., Monday, June 19, 2006.

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May 24, 2006, continued

C048427 THE PEOPLE v. STICKNEY (Not for Publication)

The judgment is affirmed.

SIMS, Acting P.J.

We Concur: Nicholson, J.

Morrison, J.

May 25, 2006

C049654 THE PEOPLE v. BOWERS (Not for Publication)

The trial court is ordered to issue an amended order granting probation...

As modified, the order granting probation is affirmed.

BUTZ, J.

We Concur: Blease, Acting P.J.

Morrison, J.

C050249 HARRINGTON v. HOVANEK (Not for Publication)

The order striking the cross-complaint is affirmed. Hovanec shall reimburse Harrington for her costs on appeal. (Cal. Rules of Court, rule 27(a) (1).)

SCOTLAND, P.J.

We Concur: Davis, J.

Raye, J.

May 26, 2006

C046325 THE PEOPLE v. GERMINO (Not for Publication)

The judgment is affirmed.

BLEASE, Acting P.J.

We Concur: Hull, J.

Butz, J.

**C051169 In re A.W. et al.; SACRAMENTO COUNTY DEPARTMENT OF HEALTH AND
HUMAN SERVICES v. J.B. (Not for Publication)**

The orders of the juvenile court are affirmed.

SCOTLAND, P.J.

We Concur: Davis, J.

Butz, J.

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May 26, 2006, continued

C048529 In re ANTHONY C.; THE PEOPLE v. ANTHONY C.

THE COURT:

The opinion of this court filed April 28, 2006, in the above entitled case is modified...

... As modified, there is no change in the judgment.

BY THE COURT:

BLEASE, Acting P.J.
ROBIE, J.